

**IN THE DISTRICT COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. THOMAS AND ST. JOHN**

CHASE MALONE,)	
)	
Plaintiff,)	
)	
v.)	Case No. 3:21-cv-0053
)	
ISLAND TIME WATERSPORTS)	
(CARIBBEAN), LLC d/b/a CRUZ BAY)	
WATERSPORTS AND KAREEM BOYNES,)	
)	
Defendants.)	
<hr/>)	
)	
IN THE MATTER OF:)	Case No. 3:21-cv-0077
)	
ISLAND TIME WATERSPORTS, LLC d/b/a)	
CRUZ BAY WATERSPORTS,)	
)	
Petitioner.)	
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ORDER

BEFORE THE COURT is Petitioner/Defendant Island Time Watersports (CARIBBEAN), LLC d/b/a CRUZ BAY WATERSPORTS' ("Island Time") Motion to Bifurcate, ECF No. 95, and Intervenor/Plaintiff Chase Malone's ("Malone") Motions to Bifurcate. (ECF Nos. 106, 107, and 108).

The Court held a hearing on the parties' respective motions on February 23, 2023. (ECF No. 117.) The Court then held a status conference on March 6, 2023. For the reasons stated in the March 6 status conference, it is hereby

ORDERED that the stay in the case of *Malone v. Island Time Watersports (CARIBBEAN), LLC d/b/a CRUZ BAY WATERSPORTS*, Civ. No. 3:21-cv-0053, will remain in effect pursuant to Supplemental Admiralty and Maritime Claims Rule F(3); it is further

ORDERED that the bench trial in the limitation proceeding will advance in the usual fashion, wherein exoneration will be tried first, and then, if necessary, limitation will be tried second. Then, if the Court finds that Island Time is not entitled to a limitation of liability, the

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stay in *Malone v. Island Time Watersports (CARIBBEAN), LLC d/b/a CRUZ BAY WATERSPORTS*, Civ. No. 3:21-cv-0053 will be lifted, and a jury trial will be held on the issues of negligence and damages; it is further

ORDERED that Island Time's Motion to Bifurcate, at ECF No. 95, is **DENIED**; it is further

ORDERED that Malone's Motion to Bifurcate, at ECF No. 106 is **DENIED**, and as such, Malone's other two Motions to Bifurcate, at ECF Nos. 107 and 108, are **MOOT**; it is further

ORDERED that this Order shall be docketed in both cases captioned above.

Dated: March 6, 2023

/s/ Robert A. Molloy
ROBERT A. MOLLOY
Chief Judge